



STATE OF CALIFORNIA
FAIR POLITICAL PRACTICES COMMISSION
1102 Q Street • Suite 3000 • Sacramento, CA 95811

June 3, 2021

David Evans
[REDACTED]
[REDACTED]

Via Email: [REDACTED]

Warning Letter Re: FPPC No. 2020-00860, Evans

Dear Mr. Evans:

The Enforcement Division of the Fair Political Practices Commission enforces the provisions of the Political Reform Act (the “Act”).¹ This letter is in response to an audit report issued for you as a candidate for California State Board of Equalization for the period of January 1, 2018 through June 30, 2018. The Enforcement Division has completed its review and found that you failed to timely file your Form 470 (Campaign Statement – Short Form) with the Secretary of State in connection with the June 5, 2018 Primary Election.

The Act requires candidates who do not have an open committee and do not plan to raise or spend \$2,000 or more in connection with the applicable election to file Form 470 covering the entire calendar year by the deadline for the first pre-election campaign statement.² A state candidate must file the original Form 470 and one copy with the Secretary of State and one copy with the candidate’s county of domicile’s filing officer.³

Your actions violated the Act because you failed to timely file the Form 470 with the Secretary of State. However, the Enforcement Division has decided to close this case with a warning letter because you timely filed the required Form 470 with the Kern County Elections Office. Additionally, you do not have a history of violating the Act, and you were unsuccessful in the June 5, 2018 Primary Election. Please note that while the Enforcement Division is closing this matter without a fine, your filing officer may assess late filing penalties.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered

¹ The Political Reform Act is contained in Government Code sections 81000 through 91014 and all statutory references are to this code.

² Sections 84200.5 and 84206.

³ Section 84215.

information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an Enforcement Division case resolution without administrative prosecution or fine. The Commission has adopted Regulation 18360.1 to authorize the Enforcement Division to issue warning letters to conclude cases in specified circumstances. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the Enforcement Division will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the Commission's website ten (10) days from the date of this letter.

If you have questions, please contact Dominika Wojenska at dwojenska@fppc.ca.gov or (916) 322-2043.

Sincerely,

Angela J. Brereton

Angela J. Brereton, Chief
Enforcement Division

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